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7
8 **BEFORE THE**
BOARD OF REGISTERED NURSING
9 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

10 In the Matter of the Accusation Against:

Case No. *2013-647*

11 **KIRSTEN SEDA**
12 **34900 San Carlos Street**
13 **Yucaipa, CA 92399**

A C C U S A T I O N

14 **Registered Nurse License No. 697729**

15 Respondent.

16 Complainant alleges:

17 **PARTIES**

18 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
19 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
20 Consumer Affairs.

21 2. On or about February 16, 2007, the Board of Registered Nursing issued Registered
22 Nurse License Number 697729 to Kirsten Seda (Respondent). The Registered Nurse License was
23 in full force and effect at all times relevant to the charges brought herein and will expire on
24 March 31, 2015, unless renewed.

25 **JURISDICTION**

26 3. This Accusation is brought before the Board of Registered Nursing (Board),
27 Department of Consumer Affairs, under the authority of the following laws. All section
28 references are to the Business and Professions Code unless otherwise indicated.

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9. Section 118, subdivision (b), of the Code provides that the suspension/expiration/surrender/cancellation of a license shall not deprive the Board/Registrar/Director of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

10. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case, with failure of the licentiate to comply subjecting the license to not being renewed or reinstated. If a case settles, recovery of investigation and enforcement costs may be included in a stipulated settlement.

DRUG CLASSIFICATION

11. Norco is the brand name for the combination narcotic, Hydrocodone and Acetaminophen and is a Schedule III controlled narcotic substance pursuant to Health and Safety Code section 11056.

FIRST CAUSE FOR DISCIPLINE

(Incompetence)

12. Respondent is subject to disciplinary action under section 2761, subdivision (a)(1) in that on or around 8-20-2008 and again on 11-16-2009, while employed by Redlands Community Hospital, she committed acts of incompetence with regards to patients under her care as follows:

Patient No. 3021500081

a. Respondent failed to provide the patient with two tablets of Norco upon request of the patient despite physician orders in place authorizing administration of the medication.

Patient No. 3022897809

b. Respondent continued restraints on the patient despite the fact that the physician orders in place required that they be discontinued.

c. Respondent's nursing notes misrepresented the actual sequence of events that occurred during Respondent's continuance of restraints against physician orders.

1 d. Respondent failed to utilize the chain of command to effectively resolve any concerns
2 she may have had concerning the patient's safety.

3 SECOND CAUSE FOR DISCIPLINE

4 (Inconsistent Entries in Medical Record)

5 13. Respondent is subject to disciplinary action under section 2761; subdivision (a) in
6 conjunction with section 2762, subdivision (e) in that she made inconsistent entries in a patient's
7 medical record. Complainant refers to, and by this reference incorporates, the allegations set
8 forth above in paragraph 12, subdivision (d) as though set forth fully.

9 PRAYER

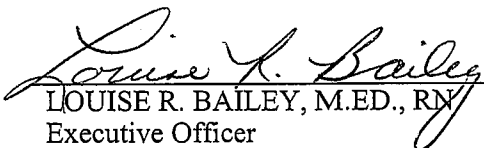
10 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
11 and that following the hearing, the Board of Registered Nursing issue a decision:

12 1. Revoking or suspending Registered Nurse License Number 697729, issued to Kirsten
13 Seda;

14 2. Ordering Kirsten Seda to pay the Board of Registered Nursing the reasonable costs of
15 the investigation and enforcement of this case, pursuant to Business and Professions Code section
16 125.3;

17 3. Taking such other and further action as deemed necessary and proper.

18 DATED: FEBRUARY 21, 2013

19 
20 LOUISE R. BAILEY, M.ED., RN
21 Executive Officer
22 Board of Registered Nursing
23 Department of Consumer Affairs
24 State of California
25 Complainant

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